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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: New) Art Unit: 2189
Serial No.: 10/674,093) Examiner: Peikari
Filed: September 29, 2003) HSJ920030172US1
For: SYSTEM AND METHOD FOR WRITING DATA TO HDD IN BANDS) September 17, 2007 750 B STREET, Suite 3120 San Diego, CA 92101

RESPONSE TO RESTRICTION REQUIREMENT

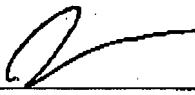
Commissioner for Patents
Alexandria, VA

Dear Sir:

This responds the Restriction Requirement dated September 11, 2007, placing on the written record a finding of fact, which must now be adhered to by the U.S. Patent and Trademark Office for consistency, that a HDD that controls the number of data files or AV streams that may be written to a band is patentably distinct from controlling the writing of ECC parity data in a HDD.

Applicant elects Group I, Claims 1-17.

Respectfully submitted,



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